

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE**

STATE OF TENNESSEE,)	
)	Case No. 3:23-cv-384
<i>Plaintiff,</i>)	
)	Judge Travis R. McDonough
v.)	
)	Magistrate Judge Jill E. McCook
UNITED STATES DEPARTMENT OF)	
HEALTH AND HUMAN SERVICES,)	
XAVIER BECERRA, in his official)	
capacity, and OFFICE OF POPULATION)	
AFFAIRS, JESSICA MARCELLA, in her)	
official capacity,)	
)	
<i>Defendants.</i>)	

ORDER

Before the Court is the parties' joint motion regarding a dispositive-motion briefing schedule (Doc. 22). On November 15, 2023, the parties moved for an order setting a briefing schedule (Doc. 16). The parties agreed on a briefing schedule for Plaintiff's motion for a preliminary injunction but could not agree on a briefing schedule for dispositive motions. (*Id.*) Accordingly, on November 20, 2023, the Court ordered the parties to confer and propose a briefing schedule for dispositive motions on or before December 18, 2023. (Doc. 17.) The parties have not proposed a briefing schedule as ordered but instead jointly move that the Court order the parties to file their proposed dispositive-motion briefing schedule on or before either April 1, 2024, or within 14-days of the Court's ruling on Plaintiff's motion for a preliminary injunction, whichever date is earlier. (*Id.*) Because the parties have failed to propose a briefing

schedule as ordered, the Court will set one:¹

1. Defendants **SHALL** produce the administrative record on or before **February 2, 2024**.
2. The parties **SHALL** file all dispositive motions under Rule 12 and all motions for summary judgment pursuant to Rule 56 on or before **April 1, 2024**.
3. The parties **SHALL** comply with Local Rule 7.1 in filing any response to the motion or any reply in support of the motion.

SO ORDERED.

/s/ Travis R. McDonough

TRAVIS R. MCDONOUGH
UNITED STATES DISTRICT JUDGE

¹ This schedule reflects the fact that Plaintiff has acknowledged that this matter “present[s] purely legal issues resolved on the basis of an administrative record” and will likely not involve discovery. (Doc. 16, at 4.)